

- c. Storm water facilities must have a solids removal area that is independent of infiltrative area. Solids removal area must be easily cleaned. Storm water facilities must be designed for grease and oil removal (either mechanical or biological with plants);
5. A letter from the New Hampshire Natural Heritage Inventory containing information on any rare or endangered species within the project area, or within 500 ft. of the nearest wetland/buffer impact site, whichever is furthest;
6. Written provisions for the protection of any rare or endangered species as referenced above or known by the Conservation Commission;
7. Provisions for the protection of the ecologically sensitive areas and features of the site;
8. Building and storage area design to prevent releases or spills of hazardous materials;
9. Prohibitions on the use of lawn chemicals or implementation of an integrated pest management plan to govern the use of lawn chemicals;
10. Prohibition on the use of salt for winter road and parking lot maintenance and sedimentation controls for winter sand use;
11. Provisions for periodic groundwater monitoring and reporting, if required;
12. Provisions for periodic surface water monitoring and reporting, if required;
13. A plan showing the edge of wetlands within 500 ft. of the nearest impact area, and all setback/buffer areas for any Public Water Protection Wetland;
14. Provisions for future maintenance of the engineering design, operating and monitoring controls to be implemented;
15. A copy of the Pennichuck Water Works review report, if required;
16. A copy of the Amherst Conservation Commission review report.

Section 4-12 Watershed Protection District

General In the interest of public health, convenience, safety and welfare, the following regulations are intended to guide the use of areas of land with extended periods of high water table and lands draining into wetlands, brooks, ponds or water supply areas; to control building and land uses which would contribute to pollution of surface and ground water; to prevent the destruction of watershed areas which provide flood protection, recharge or ground water supply, and augmentation of stream flow during dry periods; to control construction and prevent alteration of watershed areas where such activities would significantly alter the surface water drainage (pattern and concentration) and/or cause excessive erosion; to prevent unnecessary or excessive expenses to the Town to provide and maintain essential services and utilities which arise because of inharmonious use of watershed areas; and to encourage those uses that can be appropriately and safely located in this District. 3-2-76

1. Definition of Watershed Protection District

Watershed Protection District shall mean an area of land surrounding bodies of water for the purpose of controlling building and land uses, which uses could contribute to the pollution of surface and ground water. Watershed Protection district shall also mean any areas of surface or ground water of such a nature that if altered by dredging, filling, or relocating, would result in damage or destruction to habitats and reproduction areas for plants, fish and wildlife of importance, and if altered by dredging, filling, or relocating, would result in eliminating, depreciating or obstructing the commerce, recreation and aesthetic enjoyment of the public, and would be detrimental to adequate ground water levels, and would adversely affect stream channels and their ability to handle runoff of waters, and would disturb and reduce the natural ability of wetlands to absorb flood waters and silt. (3-14-78) 3-11-86

For the purpose of this section, such Watershed Protection District shall include, but not be limited to, all lands within one hundred (100) feet of bodies of water, perennial streams, or intermittent streams.

Intermittent stream is one that flows within well defined stream beds during wet periods.

2. Regulations: No septic system and no building shall be constructed within the Watershed Protection District. 3-8-77

A. Permitted Uses

Any of the following uses, which may require a permit, and that do not result in the deterioration of the water quality or cause erosion in the Watershed Protection District shall be permitted:

1. Miscellaneous trimming, pruning, and thinning according to good forestry practices.
2. Tree farming, timbering and forestry according to practices approved by the County Forester.
3. Wildlife refuge
4. Wharfs, boat houses, footbridges or similar structures normally associated with use in or near water. (3-2-76) 3-12-91
5. Non-commercial sports and recreation uses, subject to obtaining Planning Board site approval, which shall provide at minimum for applicable:
 - i) setbacks,
 - ii) buffers,
 - iii) sanitary facilities,
 - iv) parking,
 - v) mitigation of traffic impact, and

- vi) adequate provision of emergency services,
and subject to determination by the Planning Board of the following:
- vii) Such use shall not be the primary use of the lot;
- viii) Such use shall be non-commercial in nature;
- ix) Deleted (3.6.04);
- x) Deleted (3.6.04);
- xi) Such use shall be compatible with existing neighborhood uses;
- xii) Such use complies with the spirit and letter of Section 3-1.

Nuisance Provision.

- xiii) No permanent buildings shall be permitted as part of such use, except for sheds to the extent necessary for storage of equipment for such use; and
- xiv) The Conservation Commission has determined, and the Planning Board agrees, that such use shall not: a) contribute to pollution of surface or ground water; b) damage or destroy habitats or reproductive areas for plants, fish, and wildlife of importance; c) eliminate, depreciate, or obstruct the commerce, recreation or aesthetic enjoyment of the public; d) be detrimental to adequate ground water levels; e) adversely affect stream channels and their ability to handle runoff of water; or f) disturb or reduce the natural ability of wetlands to absorb floodwaters and salt.

Uses involving motor-driven objects producing 60 or more decibels of sound at a range of ten feet as part of the sport or recreation are prohibited. Night lighting primarily for uses permitted under this section may be allowed by the Planning Board when more than 500 feet from any abutting lot line, but not between 9:00 p.m. and 7:30 a.m.

Section 4-13 Aquifer Conservation District 3-13-84

PURPOSE Pursuant to RSA 31:60 (674:16) and RSA 31:61A (674:21) and in order to help maintain the quality of living in the Town of Amherst as set forth in the Master Plan, the Town believes that an adequate water supply is indispensable to the health, welfare, and safety of its citizens. Such an adequate supply is also essential to the maintenance of the ecological balance of the natural environment of the Town, an environment which the Town wishes to protect. These water resources are subject to an ever increasing demand for new and competing uses. Thus, the Town declares and determines that such water resources whether occurring above or below ground constitute a precious, finite, and invaluable public resource. These resources should be protected, conserved, and managed in the interest of present and future generations. The intent of this ordinance is to provide for the protection of the water resources from contamination by polluting, hazardous, or toxic materials.